10686-H

NOV 16 1979 -10 15 AM

INTERSTATE COMMERCE COMMISSION

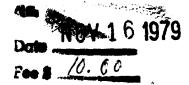
## Citizens Fidelity Bank's Trust Company

CITIZENS PLAZA · POST OFFICE BOX 33000 · LOUISVILLE, KENTUCKY 40232

November 14, 1979

9-320A012

\*



ICS Workington, D. B.

Secretary, Interstate Commerce Commission Washington, D.C. 20423

Dear Sir:

Enclosed are three (3) executed copies of an Amendment to Equipment Trust Agreement (dated as of November 13, 1979) which amends the Oneida & Western Transportation Company Equipment Trust Agreement, dated as of July 27, 1979, which was recorded with the Interstate Commerce Commission on July 31, 1979 at 1:15 p.m. (receiving Recordation No. 10686). The parties to the Amendment to Equipment Trust Agreement are:

Title

Name and Address

Company:

Oneida & Western Transportation

Company

300 Forrest Park Blvd.

Knoxville, Tennessee 37919

Trustee:

Citizens Fidelity Bank and

Trust Company P. O. Box 33000

Louisville, Kentucky 40232

Attn: Citizens Fidelity Energy Co.

The Amendment reflects the acquisition of additional Trust Equipment by the Trustee, specifically:

Twenty-six (26) 105-Ton Rotary Dump Bathtub Type Gondola Cars manufactured by Whittaker Corporation, Berwick Forge and Fabricating Division, Berwick, Pa.,

Countryests -

Secretary, Interstate Commerce Commission November 14, 1979 Page 2

with: (i) AAR Mechanical Designation GTS, and (ii) Road Initials and Numbers OWTX99155 thru OWTX99180 (inclusive).

I respectfully request that one of these documents be recorded with the Equipment Trust Agreement under the provisions of 49 U.S.C.A. §11303 (1979) (formerly §20c of the Interstate Commerce Act).

I would also appreciate your receipting two of the documents by both date stamp and letter and returning them (by mail or by delivering to the agent who has presented them for filing) to Citizens Fidelity Bank and Trust Company (Trustee) at the above address.

The undersigned certifies that he is an officer of the Trustee and that he has knowledge of the matters set forth in the enclosed Amendment.

Sincerely,

D. G. Metcalf

Asst. Corporate Trust Officer

CHC/bm Enclosures

## Interstate Commerce Commission Washington, D.C. 20423

OFFICE OF THE SECRETARY

Mr. D.C. Metcal"Assi. Corporate Trust Officer
Citizen Fidelity Bank & Trust Company
P.O.GON 5500
Louisville, CV 40250

Dear Sir:

The enclosed document(s) was recorded pursuant to the provisions of Section 11303 of the Interstate Commerce Act,49 U.S.C.  $11303, \text{ on } 11/16/79 \qquad \text{at } 10:45 \text{ A.i} \qquad \text{, and assigned re-}$  recordation number(s).

Sincerely yours,

Agatha L. Mergenovich Secretary

Contract to the second

Enclosure(s)

RECORDED 10686-H

## AMENDMENT TO EQUIPMENT TRUST AGREEMENT

NOV 16 1979 - 10 15 AM INTERSTATE COMMERCE COMMISSION

The undersigned parties to the Oneida & Western Transportation Company Equipment Trust Agreement, dated as of July 27, 1979, do hereby agree that Exhibit A to that Agreement shall be amended by adding the ARR Mechanical Designation and Road Initials and Numbers for twenty-six (26) rotary dump, bathtub type gondola cars (described in Exhibit A) as is shown on the amended Exhibit A which is attached hereto, incorporated herein by reference and reaffirmed, as amended, by the undersigned.

IN WITNESS WHEREOF, the parties hereto have each caused this Amendment to be duly executed on their behalf by the undersigned properly authorized officer. This Amendment is dated as of <u>Nov. 13</u>, 1979.

> CITIZENS FIDELITY BANK AND TRUST COMPANY, TRUSTEE

ONEIDA & WESTERN TRANSPORTATION

COMPANY

STATE	OF	KENTUCKY	)	
			)	SS
COUNTY	OF	JEFFERSON	)	

personally appeared D.G. Metcalf, Asst. Corporate Trost Back of Citizens Fidelity Bank and Trust Company, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, in the capacity therein stated and as the act and deed of said Company.

of November, 1979.

My Commission Expires August 23, 1983

D. Driene Cothe Notary Public

STATE OF TENNESSEE )
COUNTY OF KNOX )

BEFORE ME, the undersigned authority, on this day personally appeared <u>B.RayThompson On</u>, <u>President</u> of Oneida & Western Transportation Company, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he exeucted the same for the purposes and consideration therein expressed, in the capacity therein stated and as the act and deed of said Company.

GIVEN under my hand and seal of office this /3th day of /3th, 1979.

My commission expires Jan. 19, 1981

Norma G. Shephard Notary Public

EXHIBIT A

## Description of Trust Equipment

Description	Manufacturer Qua	ntity	Company's Car Numbers (all inclusive	Mechanical	Date of Earliest Service
105-Ton Rotary Dump Bathtub Type Gondola Cars		54	OWTX99001- OWTX99154	GTS	June 1, 1979
105-Ton Rotary Dump Bathtub Type Gondola Cars		26	OWTX99155- OWTX99180	GTS	June 1, 1979
3000 hsp. Model SD40-2 Locomotives	General Motors Corporation, Elec- tro-Motive Division LaGrange, IL	8 ,	OW9950- OW9957	Not applica- ble/Serial Numbers 786246-1 throug 786246-8 (all inclusive)	June 1, 1979 sh
Steel Sheathed Bay Window Compact Body Cabooses	PACCAR, Inc., In- ternational Car Co. Division, Kenton, OH	2	OWTX9990 and OWTX9999	NE	June 1, 1979